

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JUSTIN GARDNER,	)	
	)	
Petitioner,	)	8:18CV557
	)	
v.	)	
	)	
STATE OF NEBRASKA,	)	ORDER
	)	
Respondent.	)	
_____	)	

This matter is before the court on Petitioner's Motion for Leave to Appeal in Forma Pauperis. (Filing No. 11.) Petitioner filed a Notice of Appeal (filing no. 10) on January 11, 2019. Petitioner appeals from the court's Memorandum and Order and Judgment dated January 4, 2019. (Filing Nos. 8 & 9.) Upon review of Petitioner's Motion for Leave to Appeal in Forma Pauperis, the court finds Petitioner is entitled to proceed in forma pauperis on appeal.

IT IS ORDERED that: Petitioner's Motion for Leave to Appeal in Forma Pauperis (filing no. 11) is granted.

DATED this 14<sup>th</sup> day of January, 2019.

BY THE COURT:

*s/ Richard G. Kopf*  
Senior United States District Judge